App. F. IX-4

1930 : 1 (S+A)

File No. 111-30

Serial Nos. 749

Previous References

S+A 382-13 (1+2)

S+A 40-25 (2, 5, 6-8, 12+13)

Later References

S+A 298-31 Sh 1-2

S+A 95-33 (3, 4+5)

— " Dep 144/33

General and Revenue Secretariat.

S. PG-41 M1-2

Serial Nos. 2.

Part B for Sept. 1931.

SUBJECT:

Disposal of the Vacant pension of Rangamma Nayakkathi of the Chitaldrug Pollegar family.

Yl: 1714/ S+A 111-30-9 dated 9.9.31

Directed that the said pension should lapse in the circumstances stated.

To The Comptroller

Typed by Jaffa

Secretariat | J/H File No. | of 193 C.

Serial No.

7

From Comptroller's No 42630 28/12/31
Forwarded for orders & report of the State Huzur Treasury Officer on the claim to the Vacant Pattegar pension drawn by late Rangamma Nagathi of the Chitaldrug Pattegar Family.

1) The State Huzur Treasury Officer after making detail enquiry on the various claimants to the Vacant pension of Rs 31/12/- drawn by late Ranganna Nagathi recommends that the pension may be registered in the name of Ramappa Naik — the deceased's ~~husband's brother's~~ son.

2) In Javikere Pattegar Family a Pattegar pension under similar circumstances was at first given to the widow & it was continued to the separated nephew after the death of the widow — (S&A. 10-15-12)
Submitted for orders.

1/7/31

3) As pointed out by the S.H.T. Officer in para 2 of his letter, Govt cannot be expected to mediate in the settlement of private differences amongst the several members of a family ~~particular~~ unless some legal right is in question.

(Vide Agreement Folio D)

In the circumstances, the proposal of the S.A. Tq Officer to register the whole pension in the name of Ramatta naik may be approved.

3.7.31

1003/417

5) Who are the other two grandsons of the deceased? Are they majors? Was the notice served on them? Who are the successive heirs in the succeeding Pallegar pensions, daughters sons or the brother's sons of the last male holder?

6) Please work up precedents.

11.7.31

7) They are the sons by the deceased's daughter Gnanyamma Vajathe who was married to the Varikere family. The eldest son - Sanja Ramjatta Naik is a major & is in receipt of a Pallegar Pension of Rs 98-7-0 of Varikere Pallegar family. There is no information about the other two sons.

vide no 7 in proposal dated (Flag D) & no 15=2 list of Pallegar Pensioners (Flag P.)

As regards the notice to the above parties, reference is invited to the statement of Sanja Ramjatta Naik before the State Huzur Dressing Officer stating that he has no objection to the payment of the vacant pension to Ramatta naik. No information is available regarding the issue of notices to the other two grandsons etc.

A.

8) It is not-usual to continue these pensions to daughters sons. Reference is also invited to Govt. Advocate's opinion of 19.3.14 & member of Council's (Mr. A.V. Ranjendrayya) minute

C

Serial No.

0

dated 17.7.1914 in SA file 354-13-2.
No other precedents are available.
9) Submitted for orders with reference to paras 5 & 6.

2223/8/8

1/7/8/31

A.S.I
8.8.31

H.Sec.)

10. Following legal opinion - vide Mr. Nagappas note of 18.4.1928 in linked file - on the strength of which the pensions granted to Hanumamma Nayathi and Chikkasabjamma Nayathi of Chikkadasy Pallegar family were lapsed to Govt. - the stipend enjoyed by Ranganna Nayathi may also be lapsed in the absence of lineal heirs -

11 Ramappa Naick is in receipt of a pension of Rs 31 & odd and his mother as well as his second wife object to the Vacant pension being registered in his name - The deceased has, besides, left daughters sons. who have not preferred their claims -

As observed in Mr. Narjundayyas minute of 17.7.14 there is no dispute under that the daughters son should be excluded and that the agnates alone should have the preferential rights. In the case in which that opinion was recorded the brothers son of the last male holder was given the vacant pension enjoyed by the Zatkis widow having regard to the fact that he was originally in receipt of the whole pension including the half share then under disposal - That precedent does not help

Flag: G, Sec 40-25 (7,5,6-9, 12013)-

x G.

Claimants in this case -

12 Govt: may exercise their discretion and stop the pension granted to Ranganna Nayakti - The doctrine of Lapse was adopted in connection with the disposal of the Vacant pension of Eswaramma Nayakti of the Chitaldroog Palliga family. Vide fo of 26th July 1928. And this case is also put up for reference.

13. Submitted for orders.

Dewan) 1.9.31.

14. I agree. No continuance of the pension is called for in the Circs.

3/9/31

15. Subd with a draft G.O: for approval

4/9

16. Dftd for appl

4.9.31

Secy,

4/9/31

17. (Issued)

To The Comptroller w. Govt: Circle records.
G.O. No. H. - 1714 dated 9-9-31.
Directing that the vacant pension of Sri Ranganna Nayakti shd lapse to Govt in the circumstances stated

DEMAND CASE 1604 2. SEP. 1931

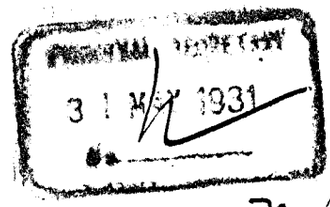
N.

2944/4-9-31

TYPING SECTION 5. SEP. 1931 GEN. & REV. SECTT.

B

OF HIS HIGHNESS THE MAHARAJA OF MYSORE.



Bangalore, Dated 28th May 1931.

No. 4263 S.H.Try.

From

S. SHAMANNA, Esq., B.A.,
Comptroller to the Government of
His Highness the Maharaja of Mysore,
Bangalore.

Jr No 57
Camp.

To

SrA 111-30—7

Rajasevaparayana
B. Srinivasa Iyengar, Esq., B.A., B.L.,
Secretary to the Government of Mysore,
Financial Department, Bangalore.

Sir,

I have the honor to forward herewith for orders of Government the Report of the officer in charge of the State Huzur Treasury, Bangalore, on the disposal of the vacant pension of Rs31-12-5 of Rangamma Nagathi, Pollegar of Chitaldrug Family who died on 17th May 1929.

I have the honor to be,
Sir,
Your most obedient servant,

for Comptroller.

MSR

No.4238 S.H.Iry Office of the State Huzur Treasury

Bangalore, 23rd May 1931

From

M. S. Ramachandra Rao Esq., B.A., B.L.,
Officer in charge of the
State Huzur Treasury, Bangalore

To

S. Shamanna Esq., B.A.,
Comptroller to the Government of Mysore,
B a n g a l o r e.

Si

I have the honor to state that the Chitaldrug Pallegar stipend of Rs 63-8-10 originally stood in the name of one Sriranga Naik the elder son of Chikka Medikera Naik. But as he and the members of his deceased younger brother Parasuramappa Naik could not get on well together, the pension was ordered to be divided equally between himself and his nephew Ramappa Naik son of Parasuramappa Naik and registered separately in their names in Govt Order No.11597-98/P.P.50 dated 11th January 1902. As Ramappa Naik was then a minor his mother Seethamma Nagati was appointed as his guardian.

2. On the death of Sriranga Naik on 28th March 1916, without male issue, his share of the pension was ordered to be registered in the name of his widow Ranganma Nagati in Govt Order No.Fl.1868-9/S&A 10-15+1 dated 25th September 1916.

3. Rangamma Nagati also died on 17-5-1928; and Ramappa Naik claims that her share of the pension should also be transferred to him by right of survivorship, there being no other heirs except himself. It is noted from the records, that even while Rangamma Nagati was alive, she had applied to the then Khazana Bakshi to transfer her share of the pension to Ramappa Naik, so far back as 1923. An enquiry was held in the matter, but the request was eventually rejected by the Khazana Bakshi in his endorsement No.447 dated 19-12-23 on the

on the ground that there were not sufficient reasons to sanction it.

4. Now Rangamma Nagati is also dead, and except the petitioner her nephew Ramappa Naik there are no other claimants. Since it is learnt that the deceased Srirangappa Naik had 3 grandsons by his daughter Gutyamma Nagati, notice was issued to them and enquiries made. The eldest of them viz., Sarja Rangappa Naik appeared before me on 29-4-31 and stated that he has no objection to the pension being registered in the name of Ramappa Naik.

5. But Seethamma Nagati mother of the petitioner Ramappa Naik and his second wife Kamamma Nagati object to the entire pension being registered in Ramappa Naik's name, on the ground that he is neglecting them. An enquiry was held into the matter, by my predecessor, and a compromise arrived at on 29-8-29. But again the women have fallen out with Ramappa Naik, and they want a portion of the pension to be registered in the name of his son Parasuramappa Naik by his 2nd wife Kammamma Nagati. If has however to be noted that these people have no locus standi in the matter, and the Government cannot be expected to be interfering in these domestic differences.

6. In the circumstances, I am of opinion that their objection does not deserve any consideration and I recommend that the whole of the pension of Rs 63-8-10 may be registered in the name of Ramappa Naik.

I have the honor to be,
Sir,
Your most obedient servant,

M.S. Ramachandra Rao

Officer in charge S.H.Try

CV

BRo.

SUBJECT

Section S+A
File No. 111-30.
Serial No. 9

Diary No. of letter replied to D-7348/31.

Proceedings of the Government of His Highness the Maharaja of Mysore.

General and Revenue Secretariat

( ) 0

the *193* .

Date of issue 9-9-31

Signed by ANR

May this be

i. printed? 'B'

ii. treated as a standing order?

iii. published in the Gazette English Part?

iv. translated?

v. placed at the disposal of the press?

vi. published in the Gazette, Kannada Part?

List of enclosures

Copied by Ty 7/9

Examined by

Read—

Para 1 of G.O: no: 11597-98/P.P 50 dated 11-1-1902 sanctioning a Polegar pension of Rs 31-12-5 each to Sri Ranga Nayaka and Ramappa Nayaka of the Chital drug Polegar family.

2 G.O: No: 1868-9/ S+A 10-15-12 dated 25.9.1916. Sanctioning the ~~Order Thereon No:~~ transfer of the pension of Rs 31-12-5 in the name of Sri Rangappa Nayaka to the widow Rangamma Nagathi after the death of her husband Sri Rangappa Nayaka.

3. Letter no: 4263/S.H-Try dated 28-5-31 from the Comptroller forwarding forwarders of Govt

The Report of the Officer in charge
of the State Huzur Treasury
on the disposal of the vacant
pension of Rs 31-12-5 of Sri Rangamma Nayathi
who is deported to have died on
17-5-1929.

Order No: Yl 714 Dated 9/9/31

Govt: Consider that there is no need to ~~Govt: Consider that the Contin-~~
~~-uance of the pension is called for~~ in the circumstances of
the case and therefore pleased to
direct that it
should lapse to the Govt

A.O/4.9 Financial Secy. to Govt
GS 4/9

To The Comptroller with records.

Rangamma Nayathi ~~die~~ having died without having made
issue, Ramappa Naick, son
of Pamsamappa Naick,
brother of the husband of
the said claims the
vacant pension of
Rs 31-12-5 per mensem -

~~Having regard to the~~
~~fact that the~~ He ~~Ramappa Naick~~ is already
~~enjoying~~ in receipt of a pension
of Rs 31-12-5 and having
regard to the fact and
the other circumstances
of the case I do not
in the request of
the V. H. Dy Collr,
Govt direct that
the vacant pension
shall lapse -

4/9

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

Read:--

Para 1 of Govt.Order No.1159-98/P.P.50 dated 11th January 1902 sanctioning a Pollegar pension of Rs. 31-12-5 each to Sri Rangappa Naik and Ramappa Naik of the Chitaldrug Pollegar family.

2. Govt.Order No.1868-9/ S & A. 10-15-12 dated 25th September 1916 sanctioning the transfer of the pension of Rs.31-12-5 in the name of Sri Rangappa Naik to the widow Rangamma Nagathi, after the death of her husband, Sri Rangappa Naik.

3. Letter No.4263/S.H.Try. dated 28th May 1931 from the Comptroller forwarding for orders of Government the report of the Officer in charge of the State Huzur Treasury on the disposal of the vacant pension of Rs. 31-12-5 of Sri Rangamma Nagathi who is reported to have died on 17th May 1929.

O r d e r, No. Yl 17/4/S & A 111-30-9
Exc.
Dated, Bangalore the 9th September 1931.

Rangamma Nagathi having died without leaving any male issue, Ramappa Naik, son of Parasuramappa Naik brother of the husband of the deceased claims the vacant pension by right of survivorship. He is already enjoying a pension of Rs.31-12-5 and having regard to this fact and the other circumstances of the family disclosed in the report of the State Huzur Treasury Officer, Government direct that the vacant pension should lapse.

for Financial Secretary to Government.

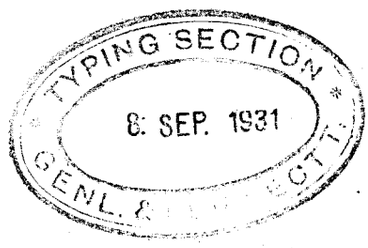
The Comptroller to Government.
with records.

Enfdt: Tayloring Letters

My dear S. G-st.

Kindly get this retyped.

- - Gordon Augustus



Proceedings of the Government of His Highness

the Maharaja of Mysore.

R e a d--

Para 1 of Govt.Order No.~~1159/98~~/P.F.00 dated 11th January 1902 sanctioning a Pollegar pension of Rs.31-12-5 each to Sri Rangappa Naik and Ramappa Naik of the Chitaldrug Pollegar family.

2. Govt.Order No.1868-9/S & A. 10-15-12 dated 25th September 1916 sanctioning the transfer of the pension of Rs. 31-12-5 in the name of Sri Rangappa Naik to the widow Ranganma Nagathi after the death of her husband Sri Rangappa Naik.

3. Letter No.4263/S.H.Try dated 28th May 1931 from the Comptroller forwarding for orders of Government the report of the Officer in charge of the State Huzur Treasury on the disposal of th vacant pension of Rs.31-12-5 of Sri Ranganma Nagathi who is reported to have died on 17th May 1929.

O r d e r,No.

Dated, Bangalore the September 1931.

Ranganma Nagathi having died without ~~having~~ leaving any male issue, Ramappa ~~Rangappa~~ Naik, son of Parasuramappa Naik brother of the husband of the ~~nf~~ deceased ~~dead~~ claims the vacant pension ~~of~~ by right of survivorship. He is already enjoying a pension of Rs 31-12-5 and having regard to this fact and the other circumstances of the family, disclosed in the report of the State Huzur Treasury Officer, Government direct that the vacant pension should lapse.

for Financial Secretary to Government

To

The Comptroller to Government.

TD